

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Document #

6

Matthew Pinous

-v-

Charles Bernard Pinous

U.S.C.A. #

U.S.D.C. #

JUDGE:

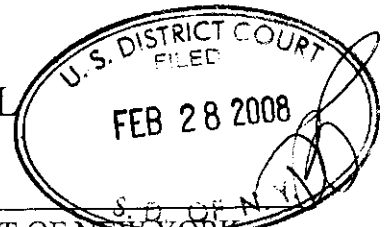
DATE:

08-cv-1091

KMW

2-28-2008

INDEX TO THE RECORD ON APPEAL



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DISTRICT COURT DOCKET ENTRIES

DOCUMENT DESCRIPTION

DOC. #

CLERK'S CERTIFICATE

SEE ATTACHED LIST OF NUMBERED DOCUMENTS

(X) Original Record

( ) Supplemental Record

The record in the above entitled case was indexed to the U.S.C.A.  
for the Second Circuit on the 28th Day of February, 2008.

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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*Matthew Primous*  
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 -v-  
*Charles Bernard Primous*  
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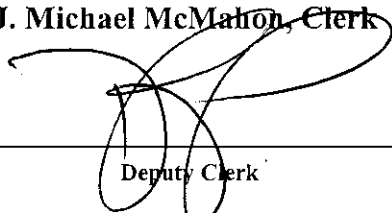
U.S.C.A. # \_\_\_\_\_  
 U.S.D.C. # 08-cv-1091  
 JUDGE: KMW  
 DATE: 2/28/2008

**Clerk's Certificate**

I, J. Michael McMahon, Clerk of the Court of the United States District Court for the Southern District of New York, do hereby certify that the certified copy of the docket entries and the original filed papers numbered 1 Through 5, inclusive, constitutes the Original record on appeal in the above entitled proceedings except for the following missing documents:

<u>Date Filed</u>	<u>Document Description</u>

In Testimony Whereof, I have caused the seal of said Court to be hereunto affixed, at the City of New York, this 28th Day of February In this year of our Lord, Two Thousand and Eight, and the Independence of the United States this 232<sup>ND</sup> Year.

**J. Michael McMahon, Clerk**  
 By   
 Deputy Clerk

APPEAL, CLOSED, PRO-SE

**U.S. District Court**  
**United States District Court for the Southern District of New York (Foley Square)**  
**CIVIL DOCKET FOR CASE #: 1:08-cv-01091-KMW**  
**Internal Use Only**

Primous v. Primous  
Assigned to: Judge Kimba M. Wood  
Cause: 28:1332 Diversity-Other Contract

Date Filed: 02/04/2008  
Date Terminated: 02/04/2008  
Jury Demand: None  
Nature of Suit: 370 Fraud or Truth-In-Lending  
Jurisdiction: Diversity

Date Filed	#	Docket Text
02/04/2008	<u>1</u>	DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Matthew Primous. (laq) (Entered: 02/20/2008)
02/04/2008	<u>2</u>	COMPLAINT against Charles Bernard Primous. Document filed by Matthew Primous. (laq) (Entered: 02/20/2008)
02/04/2008		Magistrate Judge Theodore H. Katz is so designated. (laq) (Entered: 02/20/2008)
02/04/2008	<u>3</u>	ORDER OF DISMISSAL, I grant this application to proceed in forma pauperis, but dismiss the complaint for the reasons set forth in this order. Accordingly, the complaint is dismissed as frivolous and for failure to state a claim upon which relief may be granted. I certify pursuant to 28 U.S.C. 1915(a)(3) that any appeal from this order would not be taken in good faith. (Signed by Judge Kimba M. Wood on 2/4/08) (laq) (Entered: 02/20/2008)
02/04/2008	<u>4</u>	JUDGMENT. Ordered, Adjudged and Decreed: That the complaint be and is hereby dismissed. 28 U.S.C. 1915(e)(2). We certify pursuant to 28 U.S.C. 1915(a)(3) that any appeal from the Court's order will not be taken in good faith. (Signed by Judge Kimba M. Wood on 2/4/08) (laq) (Entered: 02/20/2008)
02/26/2008	<u>5</u>	NOTICE OF APPEAL from <u>3</u> Order Dismissing Complaint (I.F.P.), <u>4</u> Judgment - Sua Sponte (Complaint). Document filed by Matthew Primous. (tp) (Entered: 02/28/2008)
02/26/2008		Appeal Remark as to <u>5</u> Notice of Appeal filed by Matthew Primous. \$455.00 APPEAL FEE DUE. IFP REVOKED 2/4/08. (tp) (Entered: 02/28/2008)